

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

MANUELA CHAVEZ,  
 Plaintiff,  
 v.  
 PETSMART LLC,  
 Defendant.

Case No. 2:22-cv-01602-JAD-NJK

**ORDER**

[Docket No. 24]

Pending before the Court is the parties' stipulation to extend discovery deadlines. Docket No. 24.

A request to extend discovery deadlines must include a statement specifying the discovery completed, a specific description of the discovery that remains, the reasons why the subject deadline cannot be met, and a proposed schedule for completing the outstanding discovery. Local Rule 26-3. The request must also be supported by a showing of good cause. *Id.* The good cause analysis turns on whether the subject deadlines cannot reasonably be met despite the exercise of diligence. *Johnson v. Mammoth Recreations, Inc.*, 975 F.2d 604, 609 (9th Cir. 1992). This showing of diligence is measured by the movant's conduct throughout the entire period of time already allowed. *CC.Mexicano.US, LLC v. Aero II Aviation, Inc.*, 2015 U.S. Dist. LEXIS 169110, at \*11-12 (D. Nev. Dec. 15, 2015). If diligence is not established, the Court's inquiry should end. *Johnson*, 975 F.2d at 609 (internal citation omitted).

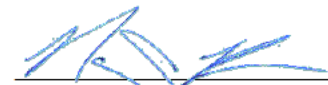
Here the parties have not demonstrated diligence. The Court issued the scheduling order on December 29, 2022. Docket No. 18. The parties submit that, in the intervening months, the only discovery conducted is that, on unknown dates, the parties served interrogatories and requests for production on each other. Docket No. 24 at 1. The parties further submit that an extension is necessary to allow time for a review of recently obtained medical records and an independent

1 medical examination of Plaintiff. *Id.* at 2. However, the parties fail to explain how just now  
2 attempting to schedule an independent medical examination constitutes diligence when this case  
3 has been pending in this Court since September 21, 2022. *See id.* at 1-2; Docket No. 1. Such a  
4 minimal submission does not help the Court evaluate the parties' diligence during the entire time  
5 allowed thus far. Therefore, the Court cannot find good cause and the inquiry ends.

6 Accordingly, the parties' stipulation to extend discovery deadlines is **DENIED** without  
7 prejudice. Docket No. 24. Any subsequent stipulation must fully elaborate on what discovery  
8 has been completed thus far and fully comply with all applicable case law and the Local Rules.

9 IT IS SO ORDERED.

10 Dated: March 22, 2023

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12 Nancy J. Koppe  
13 United States Magistrate Judge  
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